



62 3731

Patent
245/172

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Charles S. Taylor et al.

Serial No.: 09/385,812

Filed: August 30, 1999

For: ACCESS PLATFORM FOR INTERNAL
MAMMARY DISSECTION

)
) **Group Art Unit:** 3731
)
) **Examiner:** not yet assigned
)
)
)
)
)
)
)
)
)

RECEIVED
JAN -5 2000
TC 3700 MAIL ROOM

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR § 1.97(b)

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In compliance with the Applicants' duty under 37 CFR § 1.56, the following information is brought to the attention of the Examiner. The items are listed on the attached form PTO-1449. Copies of the cited references are not attached, as they are filed in the parent application, Serial No. 08/619,903, filed April 28, 1999, our Docket No. 219/086.

The items identified in this Information Disclosure Statement (IDS) may or may not be "material" pursuant to 37 CFR § 1.56 and the submission thereof by Applicant shall not be

OC-41502.1

CERTIFICATE OF MAILING
(37 C.F.R. §1.8a)

11/17/00
#7

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

December 29, 1999
Date of Deposit

Karen L. Johnson

Name of Person Mailing Paper

Karen L. Johnson
Signature of Person Mailing Paper

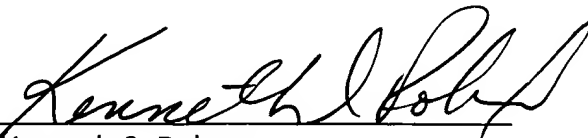
construed as an admission that any such patent, publication or other information referred to therein is material or considered to be material (37 CFR § 1.97(h)), or even qualifies as "prior art" under 35 USC § 102 with respect to this invention unless specifically designated by Applicant as such.

The filing of this IDS shall not be construed to mean that a search has been made or that no other material information, as defined in 37 CFR § 1.56, exists.

The attached IDS is being filed in accordance with 37 CFR §§ 1.97 and 1.98. This IDS is believed to be timely in that it is being submitted under 37 CFR § 1.97(b)(3), that is before the mailing of a first Office Action on the merits. Thus, no petition or fee is required. However, if the undersigned representative of Applicant is in error in this regard, then the Examiner is requested to consider this IDS as filed under § 1.97(c) and is further authorized to charge any fee required by the filing of these papers to Lyon & Lyon's Deposit Account No. 12-2475.

Respectfully submitted,

LYON & LYON LLP

By: 
Kenneth S. Roberts
Reg. No. 38,283

633 West Fifth Street, Suite 4700
Los Angeles, California 90071-2066
(949) 557-2300 or (213) 489-1600



Patent
245/172

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Charles S. Taylor et al.

Serial No.: 09/385,812

Filed: August 30, 1999

For: ACCESS PLATFORM FOR INTERNAL
MAMMARY DISSECTION

Group Art Unit: 3731

Examiner: not yet assigned

RECEIVED
JAN -5 2000
TC 3760 MAIL ROOM

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR § 1.97(b)(3)

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In compliance with the Applicants' duty under 37 CFR § 1.56, the following information is brought to the attention of the Examiner. The items are listed on the attached form PTO-1449 and copies are enclosed for the convenience of the Examiner.

The items identified in this Information Disclosure Statement (IDS) may or may not be "material" pursuant to 37 CFR § 1.56 and the submission thereof by Applicant shall not be construed as an admission that any such patent, publication or other information referred to

OC-41506.1

CERTIFICATE OF MAILING
(37 C.F.R. § 1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

December 29, 1999

Date of Deposit

Karen L. Johnson

Name of Person Mailing Paper

Karen L. Johnson

Signature of Person Mailing Paper

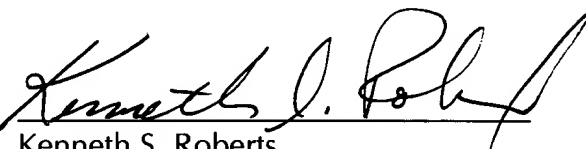
therein is material or considered to be material (37 CFR § 1.97(h)), or even qualifies as "prior art" under 35 USC § 102 with respect to this invention unless specifically designated by Applicant as such.

The filing of this IDS shall not be construed to mean that a search has been made or that no other material information, as defined in 37 CFR § 1.56, exists.

The attached IDS is being filed in accordance with 37 CFR §§ 1.97 and 1.98. This IDS is believed to be timely in that it is being submitted under 37 CFR § 1.97(b)(3), that is before the mailing of a first Office Action on the merits. Thus, no petition or fee is required. However, if the undersigned representative of Applicant is in error in this regard, then the Examiner is requested to consider this IDS as filed under § 1.97(c) and is further authorized to charge any fee required by the filing of these papers to Lyon & Lyon's Deposit Account No. **12-2475**.

Respectfully submitted,

LYON & LYON LLP

By: 
Kenneth S. Roberts
Reg. No. 38,283

633 West Fifth Street, Suite 4700
Los Angeles, California 90071-2066
(949) 567-2300 or (213) 489-1600

LIST OF PATENTS AND OTHER ITEMS FOR APPLICANT'S
INFORMATION DISCLOSURE STATEMENTAPPLICANT:
Charles S. Taylor et al.FILING DATE:
August 30, 1999GROUP:
3731

(Use several sheets if necessary)

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE
	AA	4,049,000	09/20/77	Williams	128	276	08/01/75
	AB	4,434,791	03/06/84	Darnell	128	20	03/15/82
	AC	4,627,421	12/09/86	Symbas et al.	128	20	08/03/84
	AD	4,702,230	10/27/87	Pelta	128	20	12/08/86
	AE	4,726,356	02/23/88	Santilli et al.	128	20	11/12/85
	AF	Re. 34,150	12/29/92	Santilli, deceased et al.	128	20	02/22/90
	AG	4,747,395	05/31/88	Brief	128	20	08/24/83
	AH	4,829,985	05/16/89	Couetil	128	20	05/27/87
	AI	4,852,552	08/01/89	Chaux	128	20	09/03/87
	AJ	4,865,019	09/12/89	Phillips	128	20	02/25/88
	AK	4,884,559	12/05/89	Collins	128	17	12/04/87
	AL	4,971,037	11/20/90	Pelta	128	20	09/19/88
	AM	4,993,862	02/19/91	Pelta	403	59	08/16/89
	AN	5,052,373	10/01/91	Michelson	128	20	04/10/90
	AO	5,167,223	12/01/92	Koros et al.	128	20	09/08/89
	AP	5,025,779	06/25/91	Bugge	128	20	08/16/89

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES NO
	AQ	GB 2 267	12/22/93	United Kingdom			
	AR	168,216	09/01/21	Great Britain			
	AS						

OC-41489.1

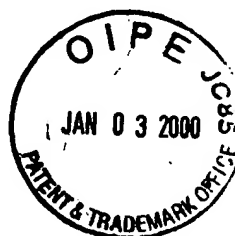
EXAMINER:

DATE CONSIDERED:

EXAMINER: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include a copy of this form with next communication to applicant

FORM PTO-1449 LIST OF PATENTS AND OTHER ITEMS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)	ATTY. DOCKET NO 245/172	SERIAL NO. 09/385,812
	APPLICANT: Charles S. Taylor et al.	
	FILING DATE: August 30, 1999	GROUP: 3731

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)		
	BA	Pilling Surgical Instruments, A Rusch International Company, Brochure
	BB	Delacroix-Chevalier Surgical Instruments, IMA Savings Packages Brochure
	BC	Ancalmo, N., and J.L. Ochsner: A Modified Sternal Retractor, Ann. Thorac. Surg. 21 (1976) 174
	BD	Beg, R.A., H. Naraghipour, E.B. Kay, and P. Rullo: Internal Mammary Retractor, Ann. Thorac. Surg. 39 (1985) 286-287.

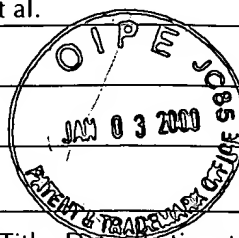


RECEIVED
 JAN - 5 2000
 TC 3700 MAIL ROOM

EXAMINER:	DATE CONSIDERED:
EXAMINER: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include a copy of this form with next communication to applicant	

FORM PTO-1449 LIST OF PATENTS AND OTHER ITEMS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)	ATTY. DOCKET NO. 245/172	SERIAL NO. 09/385,812
	APPLICANT: Charles S. Taylor et al.	
	FILING DATE: August 30, 1999	GROUP: 3731

U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE
	AA	5,882,299	03/16/99	Rastegar et al.	128	898	01/31/97
	AB	5,984,867	11/16/99	Deckman et al.	600	231	08/15/97
	AC	5,908,382	06/01/99	Koros et al.	600	215	07/08/98
	AD	4,048,987	09/20/77	Hurson	128	20	07/26/74



OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)	
BA	Chaux, A., and C. Blanche: A New Concept in Sternal Retraction: Applications for Internal Mammary Artery Dissection and Valve Replacement, Ann. Thorac. Surg. 42 (1986) 473-474.
BB	McKeown, P.P., J. Crew, E.S. Hanna, and R. Jones: A Modified Sternal Retractor for Exposure of the Internal Mammary Artery, Ann. Thorac. Surg. 32 (1981) 619.
BC	Vincent, J.G.: A Compact Single Post Internal Mammary Artery Dissection Retractor, Eur. J. Cardio-Thor. Surg. 3 (1989) 276-277.
BD	Campalani, G., M.D., et al., A new self-retaining internal mammary artery retractor, J. Cardiovas. Surg. 28, 1987 Pittman, John, M.D., et al., Improved Visualization of the Internal Mammary Artery With a New Retractor System, Ann. Thorac. Surg. (1989;48:869-70)
BE	Angelini, G. D., M.D., et al., A Fiber-Optic Retractor for Harvesting the Internal Mammary Artery, Ann. Thorac. Surg. (1990;50:314-5)
BF	Phillips, Steven J., M.D., et al., A versatile retractor for use in harvesting the internal mammary artery and performing standard cardiac operations, J. Thorac. Cardiovasc. Surg. (1989;97:633-5)
BG	Itoh, Toshiaki, M.D., et al., New Modification of a Mammary Artery Retractor, Ann. Thorac. Surg. (1994;57:1670-1)
BH	Roux, D., M.D. et al., Internal mammary artery dissection: A three dimensional sternal retractor, J. Cardiovasc. Surg. (1989;30:996-7)
BI	USSC Cardiovascular Thora-Lift™, United States Surgical Corporation, Norwalk, Connecticut, Product Brochure

OC-41497.1

EXAMINER:	DATE CONSIDERED:
EXAMINER: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include a copy of this form with next communication to applicant	